

REMARKS

No new matter is believed to be added to the application by this Amendment.

Status of the Claims

Claims 1-22 are pending in the application. Claims 5-12 and 15-17 have been withdrawn from consideration by the Examiner. Claims 2-4 and 13-14 are amended to improve their language without reducing their scope.

Rejection Under 35 U.S.C. §103(a) Over Moon in View of Kamimura

Claims 1-4, 13, 14, 21 and 22 are rejected under 35 U.S.C. §103(a) as being unpatentable over the Moon (U.S. Patent 6,621,543 B2) in view of Kamimura (JP 2000-275629). Applicant traverses.

Moon is not prior art to the invention.

In order for a patent to be used as prior art under 35 U.S.C. §103(a), the patent must qualify as prior art under the 35 U.S.C. §102.

Moon has identical inventorship (Jong-Weon Moon) and assignee (LG. Philips LCD Co., Ltd.) as the instant application. Since the inventorship is not "by another," then 35 U.S.C. 102(e), (f) or (g) does not apply. The filing date of Moon was January 8, 2001, which is less than 12 months different from the March 9,

2001 filling date of the instant application. As a result, 35 U.S.C. 102(b) does not apply. Similarly, 35 U.S.C. 102(a), (d) or (c) does not pertain or fails to qualify Moon as prior art.

The failure of Kamimura to suggest the invention has been made of record in the application.

As a result Moon and Kamimura cannot be combined to allege a *prima facie* case of obviousness. This rejection is accordingly overcome and withdrawal thereof is respectfully requested.

Allowable Subject Matter

Claims 18-20 have been allowed.

The Drawings

The Examiner is respectfully requested to indicate whether the drawing figures are acceptable.

Priority

The Examiner has acknowledged priority in the Office Action mailed May 9, 2002.

Information Disclosure Statement

Applicant thanks the Examiner for considering the Information Disclosure Statement filed December 17, 2001, and for making the initialed PTO-1449 form of record in the application in the Office Action mailed May 9, 2002.

Conclusion

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact Robert E. Goozner, Ph.D. (Reg. No. 42,593) at the telephone number of the undersigned below, to conduct an interview in an effort to expedite prosecution in connection with the present application.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

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